



# Legislative Research Council

## Revised RULES REVIEW COMMITTEE AGENDA

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Senator Jean M. Hunhoff, Chair  
Representative R. Shawn Tornow, Vice Chair

Three hundred twenty-fifth meeting  
Wednesday  
September 12, 2012

Room 414  
State Capitol  
Pierre, South Dakota

**Other DDN Site Locations:**

Northern State University  
1200 S. Jay St., Room Lib 116  
Aberdeen, South Dakota

Department of Human Services  
2361 Dakota Ave. S  
Huron, South Dakota

Mitchell Technical Institute  
1800 E. Spruce, Room TC 155  
Mitchell, South Dakota

SD School of Mines & Technology  
501 E. St. Joseph St., Room CB 109  
Rapid City, South Dakota

Sioux Falls Pavilion  
301 S. Main Ave., Board Room  
Sioux Falls, South Dakota

Department of Transportation  
1306 W. 31<sup>st</sup> St.  
Yankton, South Dakota

**Agencies are asked to have a representative present at the meeting  
to give background information on their rules.**

11:30 a.m.\* Call to order, roll call, approval of minutes, staff report

Review of proposed rules

**Representative Hunt**

Bureau of Administration – The rules to increase the maximum fees chargeable for legal publications required by state law have been withdrawn. No hearing will be held.

**Senator Hunhoff**

Department of Tourism: State Historical Society – Amend rules to set standard fees for services provided by the State Historical Society; revise the State Historic Preservation Office's review and handling of property tax moratorium applications; and alter when recipients of Deadwood Fund preservation grants from the State Historic Preservation Office must file the required preservation covenant for the grant.

Governor's Office of Economic Development – Amend rules to allow public or private developers, in addition to political subdivisions, to submit applications for certified sites; establish a uniform standard for certification revocation; and clarify the basis for site certification.

## **Representative Tornow**

Department of Education: Board of Education – Amend rules to implement a new accountability system for South Dakota's public schools, in light of the waiver releasing South Dakota from certain provisions of No Child Left Behind.

## **Senator Buhl**

Department of Labor and Regulation: Banking Commission and the Division of Banking – Amend rules to clarify the types of mutual funds that may be invested in or held by banks chartered and regulated by the Division of Banking; increase the annual asset based supervision fee paid by state-chartered trust companies and to establish a separate minimum and maximum fee amount payable by private and public trust companies; amend the trust administration duties that must be done in South Dakota by public trust companies to comply with a statutory requirement; repeal an unnecessary proof of experience requirement for certain mortgage license applicants; and remove unnecessary transition language related to continuing education requirements.

Department of Labor and Regulation: Division of Insurance – Amend rules to set standards for selling annuities or life insurance when replacing other coverage and define the term initial pretrial hearing.

## **Senator Vehle**

Department of Agriculture: Board of Veterinary Medical Examiners – Amend a rule to provide for a more efficient Exam Board response to veterinary technicians and their employers as veterinary technicians complete the personal interview requirement prior to becoming registered.

## **Representative Hunt**

Department of Public Safety: Office of Weights and Measures – Adopt rules to permit the sale of 85 Octane gasoline throughout South Dakota but require cautionary labeling, to specify the required retail dispenser labeling requirements, to require documentation for product quantity, grade and rating, and to define the duties of refiners, importers, producers, distributors and retailers consistent with the Code of Federal Regulations Title 16, Parts 306.5 through 306.12, inclusive. (*Deferred from the August 14<sup>th</sup> meeting.*)

2:00 p.m. Adjourn

\* Breaks will be at the call of the chair.

**NOTE: A copy of the proposed rules being reviewed at the meeting may be obtained without charge by contacting the department, board, or commission.**

**Members:** Senators Angie Buhl, Jean M. Hunhoff, and Mike Vehle; and Representatives Roger W. Hunt, Peggy Gibson, and R. Shawn Tornow.

**NOTE: *Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605/773-3251) in advance of the meeting to make any necessary arrangements.***



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